

EMBASSY OF THE
UNITED STATES OF AMERICA

No. 232/02A

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of Armenia and has the honor to refer to earlier discussions between representatives of the two governments regarding grants under the Foreign Assistance Act of 1961, as amended, or successor legislation, and the furnishing of defense articles, related training to include training related to defense articles under the United States' International Military and Education Training (IMET) program, and other defense services from the United States of America to the Republic of Armenia.

In accordance with these discussions, it is proposed that the Republic of Armenia agree:

A. That unless the consent of the Government of the United States of America has first been obtained, the Government of Armenia shall not:

- 1) Permit any use of such defense

articles or related training, including training materials or other defense service, by anyone not an officer, agent or employee of the Republic of Armenia;

II) Transfer or permit any officer, agent or employee of the Republic of Armenia To transfer such articles or related training, including training materials or other defense services, by gift, sale or otherwise; or

III) Use or permit the use of articles or related training, including training materials, for purposes other than those for which provided;

B. That said articles or related training, including training materials or defense services, shall be returned to the Government of the United States of America when they are no longer needed for the purposes for which they were furnished, unless the Government of the United States of America consents to another disposition;

C. That the net proceeds of sale received by the Republic of Armenia in disposing of, with prior written consent of

the Government of the United States of America, any defense articles furnished by the Government of the United States of America on a grant basis, including scrap from any such defense article, shall be paid to the Government of the United States of America;

D. That the Government of Armenia shall maintain the security of such articles, related training including training materials, and other defense services; that it shall provide substantially the same degree of security protection afforded to such articles or related training including training materials, or other defense services, by the Government of the United States of America; that it shall, as the United States may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States of America with regard to the use thereof by the Republic of Armenia; and

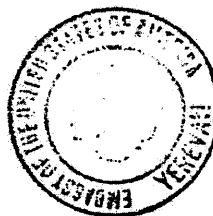
E. That the Government of the United States of America may also from time to time make the provision of articles, services and related training furnished under other authority (except under the United States Arms Control Export Act) subject to the terms and conditions of this agreement. (Transfers under the United States Arms Control Export Act shall continue to be governed by the requirements of that act and United States regulations applicable to such transfers.)

The Ministry of Foreign Affairs' note stating that the foregoing is acceptable to the Government of Armenia shall, together with this note, constitute an agreement between the two Governments, which shall enter into force on the date of the Ministry's reply.

The Embassy of the United States of America takes this opportunity to renew to the Ministry of Foreign Affairs of the Republic of Armenia and to all Diplomatic Missions accredited to the Republic of

Armenia the assurances of its highest
consideration.

Embassy of the United States of America,
Yerevan, May 10, 2002.



*pass on to P. Wickberg
POL/ETON*



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MINISTRY OF FOREIGN AFFAIRS
OF THE REPUBLIC OF ARMENIA

16/08082

The Ministry of Foreign Affairs of the Republic of Armenia presents its compliments to the Embassy of the United States of America and has the honor to acknowledge receipt of the Embassy's Note Number 232/02A of 10 May 2002, which reads as follows:

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of Armenia and has the honor to refer to earlier discussions between representatives of the two governments regarding grants under the Foreign Assistance Act of 1961, as amended, or successor legislation, and the furnishing of defense articles, related training to include training related to defense articles under the United States' International Military Education and Training (IMET) program, and other defense services from the United States of America to the Republic of Armenia.

In accordance with these discussions, it is proposed that the Republic of Armenia agree:

A. That unless the consent of the Government of the United States of America has first been obtained, the Government of Armenia shall not:

1) Permit any use of such defense articles or related training, including training materials or other defense service, by anyone not an officer, agent or employee of the Republic of Armenia;

Embassy of the United States of America
to the Republic of Armenia
Yerevan

II) Transfer or permit any officer, agent or employee of the Republic of Armenia to transfer such articles or related training, including training materials or other defense services, by gift, sale or otherwise; or

III) Use or permit the use of articles or related training, including training materials, for purpose other than those for which provided;

B. That said articles or related training, including training materials or defense services, shall be returned to the Government of the United States of America when they are no longer needed for the purposes for which they were furnished, unless the Government the United States of America consents to another disposition;

C. That the net proceeds of sale received by the Republic of Armenia in disposing of, with prior written consent of the Government of the United States of America, any defense articles furnished by the Government of the United States of America on a grant basis, including scrap from any such defense articles, shall be paid to the Government of the United States of America;

D. That the Government of Armenia shall maintain the security of such articles, related training including training materials, and other defense services; that it shall provide substantially the same degree of security protection afforded to such articles or related training including training materials, or other defense services, by the Government of the United States of America; that it shall, as the United States require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United states of America with regard to the use thereof by the Republic of Armenia; and

E. That the Government of the United States of America may also from time to time make the provision of articles, services and related training furnished under other authority (except under the United States Arms Control Export Act) subject to the terms and conditions of this agreement. (Transfer under the United States Arms Control Export Act shall continue to be governed by the requirements of that act and United States regulations applicable to such transfer.)

The Ministry of Foreign Affairs' note stating that the foregoing is acceptable to the Government of Armenia shall, together with this note, constitute an agreement between the two Governments, which shall enter into force on the date of the Ministry's reply.

The Embassy of the United States of America takes this opportunity to renew to the Ministry of Foreign Affairs of the Republic of Armenia and to all Diplomatic Missions accredited to the Republic of Armenia the assurance of its highest consideration.

The Ministry of Foreign Affairs of the Republic of Armenia has the honor to confirm that the proposals set forth in the Embassy's note are acceptable to the Government of Armenia, and that the Embassy's note and this note in reply shall constitute an agreement between the two governments which shall enter into force on this date.

The Ministry of Foreign Affairs of the Republic of Armenia takes this opportunity to renew to the Embassy of the United States of America the assurance of its highest consideration.

